

**STATE OF ILLINOIS  
HUMAN RIGHTS COMMISSION**

Meeting of Panel C  
February 27, 2013  
11:00 a.m.

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James R. Thompson Center  
Murdock Room - IDHS  
100 W. Randolph Street, Suite 5-300  
Chicago, Illinois 60601

**MINUTES**

Present: Commissioners

Diane M. Viverito, Panel Chair  
David J. Walsh  
Martin R. Castro

Staff

Donyelle L. Gray  
Evelio Mora  
Christine Welninski  
Aja Carr (Coles Fellow)  
Ruth Durdoe (Coles Fellow)

**I. Call to Order.**

A meeting of Human Rights Commission Panel C was called to order on February 27, 2013, at 11:00 a.m. by Panel Chair Diane M. Viverito.

Pursuant to the Illinois Open Meetings Act, 5 ILCS 120/1 et seq., it was determined that:

A quorum of the public body was present at the meeting.

**II. Consideration of Minutes.**

The minutes of the meeting of December 12, 2012, were approved as submitted by staff. Motion made by Commissioner Walsh, seconded by Chairman Castro. Motion carried 3-0.

**III. Contested Matter**

A. *Sharon K. Bell v. CVS/Pharmacy*  
Charge No.: 2006CA0572

ALS No.: 08-0248

Pending before the Panel were the Complainant's exceptions to the ALJ's Recommended Order and Decision ("ROD"). The Panel voted to decline review of the ROD and voted to adopt the ROD as the final Order and Decision of the Commission. Motion made by Chairman Castro, seconded by Commissioner Walsh. Motion carried 3-0.

*B. Christopher Cross v. Cook County d/b/a Oak Forest Hospital of Cook County*  
Charge No.: 2005CF0396 ALS No.: 06-304

Pending before the Panel were the Complainant's exceptions to the ALJ's Recommended Order and Decision ("ROD"). The Panel voted to decline review of the ROD and voted to adopt the ROD as the final Order and Decision of the Commission. Motion made by Chairman Castro, seconded by Commissioner Walsh. Motion carried 3-0.

**III. Requests for Review**

*A) John Ballo v. Apira Healthcare*  
Charge No.: 2008CN4113 ALS No.: 11-0503

The Panel sustained the dismissal in the above-referenced matter for Lack of Substantial Evidence. Motion made by Chairman Castro, seconded by Commissioner Walsh. Motion carried 3-0.

*B) Moushin J. Azagrar v. University of Illinois Veterinary Medicine*  
Charge No.: 2010SF0590 ALS No.: 11-0504

The Panel sustained the dismissal in the above-referenced matter for Failure to file a Complaint with the Commission. Motion made by Commissioner Walsh, seconded by Chairman Castro. Motion carried 3-0.

*C) Richard Altgilbers v. Marlboro Wire, LTD*  
Charge No.: 2011SA0778 ALS No.: 11-0505

The Panel sustained the dismissal in the above-referenced matter for Lack of Substantial Evidence. Motion made by Chairman Castro, seconded by Commissioner Walsh. Motion carried 3-0.

*D) Gail Schambach v. Advocate Good Shepherd Hospital*  
Charge No.: 2010CF3634 ALS No.: 11-0515

The Panel sustained the dismissal in the above-referenced matter for Lack of Substantial Evidence. Motion made by Commissioner Walsh, seconded by Chairman Castro. Motion carried 3-0.

*E) Denise R. Luster-Malone v. John H. Stroger, Jr. Hospital of Cook County*  
Charge No.: 2010CF0667 ALS No.: 11-0516

The Panel sustained the dismissal in the above-referenced matter for Lack of Substantial Evidence. Motion made by Chairman Castro, seconded by Commissioner Walsh. Motion carried 3-0.

*F) Denise R. Luster Malone v John H. Stroger, Jr. Hospital of Cook County*  
Charge No.: 2010CF0513 ALS No.: 11-0518

The Panel sustained the dismissal of Count A of the charge in the above-referenced matter for Lack of Substantial Evidence. The Commission vacated the dismissal of Count B and remanded Count B to the Department for entry of a finding of Substantial evidence. Motion made by Chairman Castro, seconded by Commissioner Walsh. Motion carried 3-0.

**IV. Request for Review and Request for Extension of Time to Possibly File Supplemental argument and Supplemental Material in Support thereof**

*Fadila Ademi v. Aramark Campus LLC*  
Charge No.: 2011CA2183 ALS No.: 12-0742

The Panel voted to grant the Motion. Motion made by Commissioner Walsh, seconded by Chairman Castro. Motion carried 3-0.

**V. Motion for Extension of Time to File Reply**

*Marcie F. Aberman v. City of Chicago Board of Education*  
Charge No.: 2012CA0158 ALS No.: 12-0706

Chairman Castro recused himself from consideration of this Motion and abstained from the voting. The voting members of the Panel voted to deny the Motion. Motion made by Commissioner Walsh, seconded by Commissioner Viverito. Motion carried.

**VI. Settlement**

*IDHR and Dennis Costanzo v. Garry Dailey and Ivona Jedeluk*  
Charge No.: 2011CH1705 ALS No.: 12-0368

The Panel voted to approve the settlement. Motion made by Commissioner Walsh, seconded by Chairman Castro. Motion carried 3-0.

**VII. Adjournment.**

The meeting was adjourned at 12:06 p.m. Motion made by Chairman Castro, seconded by Commissioner Walsh. Motion carried 3-0.

Respectfully submitted,

Donyelle L. Gray  
General Counsel